

**HAMPTON BOARD OF SELECTMEN
SELECTMEN'S MEETING ROOM
April 3, 2006 – 7:00 PM**

PRESENT: Virginia Bridle-Russell, Chairman
Ben Moore, Vice-Chairman
Rick Griffin
James Workman
Bill Lally
James S. Barrington, Town Manager
Maureen Duffy, Administrative Assistant

REGRETS:

Chairman Virginia Bridle-Russell called the meeting to order at 7:00 pm and introduced those in attendance.

SALUTE TO THE FLAG

I. ANNOUNCEMENTS AND COMMUNITY CALENDAR

Mr. Lally announced that along with the many activities and camps listed in the summer brochure, the Hampton Recreation and Parks Department is also offering Warrior Wrestling Camp, Art Start, Introduction to Drawing, LEGO Camp. Signup for summer camp begins Wednesday, April 5.

Mr. Moore congratulated the Lane Memorial Library on its 125th birthday on April 2. There will be many special events at the Library during the week. Mr. Moore also announced that he and his wife Betty are celebrating their 30th Wedding Anniversary today.

Mrs. Bridle-Russell announced that the bridge located at the intersection of Route 27 and US 1, over the B&M Railroad will be closed during construction. The bridge will be closed and traffic detoured during the bridge removal and deck replacement for 21 calendar days from April 17 through May 7, 2006. Final completion of all work is scheduled for May 25, 2006.

Mrs. Bridle-Russell also announced that the Mosquito Control program begins April 10. Residents who do not want their property treated must contact Dragon Mosquito Control in writing. Otherwise, control measures may be done on citizens' property if needed. Residents may contact Dragon Mosquito Control at 964-8400 for more information on spray dates, locations, materials used, precautions or other concerns.

II. MINUTES - MARCH 27, 2006

The minutes of March 27th were accepted as written.

II. APPOINTMENTS

None

III. OLD BUSINESS

1. TOWN MANAGER'S REPORT

Exeter Town Manager Russ Dean has been on vacation this week, so Mr. Barrington has not been able to discuss the district court with him. They are planning on a meeting next week to discuss future plans.

Paving of Ashworth Avenue has been rescheduled for Wednesday (April 5) because of the rainy weather forecast. With weather permitting Ashworth (from "H" St. to Duston Ave) will be paved by Friday. Once complete, paving will commence along the lettered streets followed by the White Island Area. There will be delays as traffic is not permitted on freshly installed asphalt until it has been properly rolled and compacted. Mr. Barrington warned that traffic delays could last as long as a half hour. Construction crews are communicating with the residents in the area to prepare them for the paving process.

The removal of the sign that says "Ashworth Avenue is Closed" will be removed by the end of the week when paving is complete. Ocean Boulevard will be two way as long as possible as there is sidewalk and curb work to be done on Ashworth.

Public Works Director John Hangen, Recreation & Parks Director Dyana Martin, Building Inspector Kevin Schultz and Mr. Barrington met with Superintendent Jim Gaylord, and Winnacunnet High School (WHS) Principal Randy Zito to look at the portable buildings that SAU21 offered. The initial inspection was positive. Mr. Schultz will be going back next week to do a closer inspection of the condition of the buildings and their supporting framework. Pricing of disconnecting, moving, and reestablishing the buildings are being sought. Potential uses include, storage, senior center, youth center, and office space. Mr. Barrington should have more information by next week.

After bidding the Fire Department Aerial Ladder Truck, a tentative agreement has been reached and is pending on: (a) final inspection of the truck, (b) a mutually agreeable purchase and sales agreement, and (c) successful financing arrangements. The Finance Department is searching the lending market for the best rate for financing. The 105' Ladder Truck is currently being built, and is expected to be available for delivery in July. The purchase price is \$588,000, net of trade-in of the old ladder truck, and the selected manufacturer is Pierce Manufacturing, Inc., headquartered in Wisconsin.

The Seabrook Station biennial graded exercise is scheduled for Tuesday, April 11 (8am – 2pm). When the initial call comes in the Selectmen will be contacted. This training brings new insights and new opportunities for improving Hampton's emergency response plan.

The Tax Office will be closed on Thursday, April 6. The Tax Collector Joyce Sheehan and the Deputy Tax Collector Lil Hammarstrom will be attending the annual tax collectors workshop that day.

The NH Department of Transportation has indicated that that they will post detour signs along major roadways on Route 101 to Route 1 during the reconstruction work on the Exeter Road Railroad Bridge. They are also willing to post signs for local traffic, rerouting traffic along Towle Farm Road and Drakeside Road.

Plans from WHS came in along with a tentative schedule for the Spur Road improvements. The idea of the plan is to give the Superintendent approval to proceed with the basic plan by Tuesday of next week. Bids will go out on

April 25 and will be opened on May 17. The bid will be awarded on May 23. Public Works Director John Hangen did review the plans.

SELECTMEN'S RESPONSE TO THE MANAGER'S REPORT

Mr. Moore asked where the potential locations would be for the portable buildings from WHS. Mr. Barrington suggested that one could go behind the Town Hall and could be used as a senior or community center. It is a suitable location as it is close to schools, senior living areas and the library. Other potential areas include the Public Works yard and one near Landing Road and Hardardt's Way.

Mr. Moore inquired about the fire alarm service. Mr. Barrington mentioned that there has been some communication from private companies that are interested in taking over the system.

Mr. Moore asked about when the deadline is for property owners in the beach area to tie into the sewer connection. Mr. Barrington will talk to Dick Violette about the date.

Mr. Moore inquired about the Galley Hatch construction. Mr. Barrington had discussed the construction with the Town Building Inspector, Kevin Schultz who clarified the project. Apparently the construction is on Galley Hatch property and is not on the Town right-of-way therefore, the special permission previously sought is not required.

As requested by a Hampton resident, Mr. Moore inquired about the Island area and asked if the roadway will be rebuilt rather than patched. Mr. Barrington has talked to the Project Engineer who noted that the contractual agreement includes trench patching. Since there are a number of other utilities working in the area at the same time the trench cut is considerably wider than what was originally anticipated. The Project Engineer noted that Zoppo is responsible for filling the trench and overlaying the road. Mr. Barrington is still pursuing the cost of rebuilding the road and paving is not scheduled in that area for a few weeks. Mr. Barrington will talk to the Engineer and make sure that they do not pave it by next week.

The consensus of the Board of Selectmen was to allow the School Board to proceed with the WHS spur road bidding process.

The Board of Selectmen agreed that they would like to see the roadwork in the Island area done properly and that funds are allocated in a responsible manner.

Mr. Workman requested that the sign that says "Ashworth Avenue Closed" be removed once paving is complete. Mr. Barrington said that the sign should be removed by the end of the week or at least turned off.

The Board was in agreement that local traffic signs should not be posted on Towle Farm Road and Drakeside Road.

2 – DISTRICT COURT UPDATE

Mr. Barrington and Exeter Town Manager Russ Dean are planning on meeting with Commissioner Hill in the near future to start working on the site for the new court.

3 – BUDGET

Progress has been made on budget adjustments. Finance Director Dawna Duhamel was away from the office last Thursday and Friday for a Continuing Professional Education course. She is close to completing it and will have it available for the next Board of Selectmen's meeting (April 10).

OLD BUSINESS – CONTINUED

Mr. Lally commented on asphaltting the Island roadways. He also asked about repairing the sidewalks in the area. Mr. Barrington said that the sidewalks will be repaired by using the same materials that they were originally made from. In addition to the sidewalk design there will be sand in between the road and sidewalks for permeability purposes.

Chairman Bridle-Russell asked about her documentation request at the March 20th meeting for #2 Dover Avenue. Mr. Barrington said that there are no documents relative to the house. Mr. Barrington said that under the threat of litigation there is concern about creating documents. This is the only property that the Town Manager is aware of the owner is claiming structural damage as a result of construction in the area. Mr. Barrington will ask Dick Violette if he is aware of any others.

IV. NEW BUSINESS

Town Attorney Mark Gearreald discussed an incident involving Town leased land at 12 G Street where the holder of the lease issued a warranty deed to himself as the trustee of the trust. The documents dealing with leased land includes a provision that there shall not be an assignment or sublease without the Town's written consent. Attorney Gearreald sent correspondence to the individual, notifying him of the provision. Attorney Gearreald then received a telephone call and letter from the individual's attorney requesting that the Board consent to an assignment and pointed out that there is not a new party involved. The Town Attorney has prepared a consent form which will be recorded at the Registry of Deeds and he requested that the Board authorize him to sign the consent form.

Mr. Lally MOTIONED to authorize the Town Attorney to sign the consent form. **Mr. Workman SECONDED.**
VOTE: UNANIMOUS FOR

Article 51 on the Town Warrant, passed as a result of the Town vote. The Article deals with an easement request for the property at 18 G Street. The property owners would like to proceed with the easement for the structure which currently extends over the lot line between 18 G Street and 15-17 F Street. The attorney representing the property owners has requested the easement issue be added to the Board of Selectmen's agenda for next week.

Article 5 on the Town Warrant, passed as a result of the Town vote. The Article deals with a growth management ordinance. Attorney Gearreald recommended that the Town seek a declaratory judgment from the Court to determine the validity of the article before damages are incurred. The Town Attorney also suggested that the Court provide the Town with a temporary injunction directing the Town either to enforce or not to enforce the

Article while suit is pending. Attorney Gearreald requested that the Board authorize him to pursue a declaratory judgment from the Rockingham Superior Court to get a ruling on the validity and enforceability of Article 5.

Mr. Moore MOTIONED to authorize the Town Attorney to pursue a declaratory judgment from the Rockingham Superior Court to get a ruling on the validity and enforceability of Article 5. **Mr. Lally SECONDED.**

DISCUSSION:

Mr. Lally and Mr. Moore believe that this is the best method to get an answer. Mr. Workman mentioned that this authorization is not meant to be vindictive and that the intent is to seek a quick, economical method to determine what Article 5 really means.

VOTE: UNANIMOUS FOR

There have been issues with appointing volunteers to committees and boards. There is a need to get this sorted out. It was suggested that the March deadline for appointing members to committees be extended to May 1.

A letter dealing with a property owner's assessment was provided to the Board. The Town Assessor will respond to this request.

A Beach Fire Station Committee will be created to make recommendations as to the best location of the proposed substation. Chairman Bridle-Russell suggested that those interested submit a letter to the Board for consideration.

VII. - PUBLIC COMMENTS

Steve Joyce (12 Dover Avenue) discussed the delineation of the roadways and sidewalks in the Island area.

Dick Schaake (18 Boston Avenue) thanked the Board and Town Manager for considering the possibility of building a new road in the Island area. He also thanked Mr. Lessard for his comments last week. He is hopeful that the roadways will be rebuilt rather than resurfaced.

Andrew Gunthrie thanked the Board of Selectmen for taking the time to come to the Island section and listen to the concerns of the residents in the area. He would also like the Board to consider conserving parking spaces in the area.

VIII. - CLOSING COMMENTS:

Mr. Lally went to the beach area to talk to the people in the area and can understand their concerns. He would like to consider saving some parking spaces in the area and hopes that this can be revisited.

Mr. Moore hopes that the weather will cooperate and that paving can be completed towards the end of the week along Ashworth Avenue.

Mr. Workman MOTIONED to reschedule the public hearing for the Conservation Commission phragmites control grant for April 17. **Mr. Moore SECONDED.**

VOTE: UNANIMOUS FOR

VI. ADJOURNMENT

Mr. Workman MOTIONED to adjourn the meeting at 8 PM. **Mr. Moore SECONDED.**

VOTE: UNANIMOUS FOR

Chairman